IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

CRIMINAL APPLICATION NO. 2567 OF 2007

Hatyarsingh Kartar Singh
Sikargar. ... Applicant.

V/s.

The State of Maharashtra. ... Respondent.

M.A.Choudhary for the applicant.

K.V.Saste, APP for the State.

CORAM: V.C.DAGA, J.

DATED: 13th August 2007.

P.C.:

. Heard learned counsel for the applicant and learned A.P.P. for the State.

2. The applicant is seeking bail in connection with C.R.No.421/2005 registered with Mahatma Phule Police Station for the offences punishable under sections 307, 353 read with section 34 of I.P.C. and sections 25(1), 25(1-B) and 27 of the Arms Act.

3. So far as present applicant is concerned, he was staying with accused No.2- Raju Avad who appears to have on the point of the revolver threatened the present applicant and tried to ran away from the spot of incident. There is no overtact allegations against the present applicant. He is in custody since 13th

March, 2007. The chargesheet has already been filed.

4. In these circumstances of the case, I am inclined to grant bail in favour of the applicant, subject to the following conditions:

(a) The applicant, arrested in connection with C.R.No.421/2005 registered with the Mahatma Phule Police Station shall be enlarged on bail in the sum of Rs.10,000/- with one or two local sureties to make up the said amount.

(b) The applicant shall report to the concerned Police Station once in a week, i.e. on every Monday between 3.00 to 5.00 p.m. till conclusion of the trial.

(c) The order of bail will be given effect only after the applicant furnishes to the investigating officer the details about his place of residence and address where he proposes to stay after he is enlarged on bail. The applicant will not change his residential address thereafter till the conclusion of trial without prior intimation to the investigating officer.

(d) The applicant shall not directly or

indirectly, make any inducement or threat or pressurise any prosecution witnesses and shall not in any manner tamper with the prosecution evidence.

(e) The applicant shall co-operate with the investigating agency for disposal of the case. It is needless to mention that breach of any of the conditions by the applicant shall result in cancellation of bail.

(f) Any observation made in this order shall not be construed as finding or expression on merits of the case at the time of trial.

5. Application stands disposed of accordingly.

JUDGE